

# EXHIBIT A

IN THE DISTRICT/SUPERIOR COURT FOR THE STATE OF ALASKA  
AT ANCHORAGE

SIG M. CHESTER,

Plaintiff(s),

vs.

PCE PACIFIC, INC.,

Defendant(s).

CASE NO. 3AN-

11-10912 C1

SUMMONS AND  
NOTICE TO BOTH PARTIES  
OF JUDICIAL ASSIGNMENT

To Defendant: PCE PACIFIC, INC.

You are hereby summoned and required to file with the court a written answer to the complaint which accompanies this summons. Your answer must be filed with the court at 825 W. 4th Ave., Anchorage, Alaska 99501 within 20 days\* after the day you receive this summons. In addition, a copy of your answer must be sent to the plaintiff's attorney or plaintiff (if unrepresented)

Kenneth W. Legacki, Esq., whose address is:

425 G Street, Suite 920, Anchorage, AK 99501

If you fail to file your answer within the required time, a default judgment may be entered against you for the relief demanded in the complaint.

If you are not represented by an attorney, you must inform the court and all other parties in this case, in writing, of your current mailing address and any future changes to your mailing address and telephone number. You may use court form *Notice of Change of Address / Telephone Number* (TF-955), available at the clerk's office or on the court system's website at [www.state.ak.us/courts/forms.htm](http://www.state.ak.us/courts/forms.htm), to inform the court. - OR - If you have an attorney, the attorney must comply with Alaska R. Civ. P. 5(i).

NOTICE OF JUDICIAL ASSIGNMENT

TO: Plaintiff and Defendant

You are hereby given notice that:

☒ This case has been assigned to Superior Court Judge and Master

MORSE

☐ This case has been assigned to District Court Judge

CLERK OF COURT

9-16-11

Date



By:

Deputy Clerk

I certify that on 9-16-11 a copy of this Summons was

☐ plaintiff ☒ plaintiff's counsel along with a copy of the  
☐ Domestic Relations Procedural Order ☐ Civil Pre-Trial Order  
to serve on the defendant with the summons.

☐ mailed ☒ given to

Deputy Clerk

\* The State or a state officer or agency named as a defendant has 40 days to file its answer. If you have been served with this summons outside the United States, you also have 40 days to file your answer.

CIV-100 ANCH (10/05)(st.3)

Civil Rules 4, 5, 12, 42(c), 55

SUMMONS

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA

THIRD JUDICIAL DISTRICT AT ANCHORAGE

SIG M. CHESTER,

Plaintiff,

vs.

PCE PACIFIC, INC.,

Defendant.

**COPY**  
Original Received

SEP 16 2011

Clerk of the Trial Court

Case No. 3AN-11- 10912 Civil

**COMPLAINT**

Plaintiff SIG M. CHESTER, by and through his attorney, Kenneth W. Legacki, alleges and complains against Defendant PCE PACIFIC, INC., as follows:

I

This is an action to recover unpaid overtime compensation under the Alaska Wage and Hour Act, AS 23.10.110, AS 23.10.060, and AS 23.05.140.

II

Venue lies within this judicial district since Defendant PCE Pacific, Inc., maintains facilities within this judicial district.

III

At all times relevant and material herein, Plaintiff Chester was an employee of Defendant PCE Pacific, Inc.

## CLAIM FOR RELIEF

### IV

Plaintiff Chester has worked in excess of eight (8) hours a day and forty (40) hours per workweek without receipt of overtime compensation.

### V

As a result of the foregoing unlawful conduct on the part of Defendant PCE Pacific, Inc., Plaintiff Chester has suffered and continues to suffer damages in an amount not presently ascertainable, the exact amount to be proven at trial. Plaintiff Chester further seeks liquidated damages in an amount equal to the amount of compensation owed for overtime wages as a result of Defendant PCE Pacific, Inc's willful failure and refusal to pay overtime wages.

WHEREFORE, Plaintiff SIG M. CHESTER prays that the Court:

1. Enter judgment for Plaintiff Chester and against Defendant PCE Pacific, Inc., on the basis of Defendant's violations of the Alaska Wage and Hour Act, AS 23.10.110, AS 23.10.060, and AS 23.05.140;
2. Award Plaintiff Chester damages in the amount shown to be owed for unpaid overtime compensation, with interest;
3. Award Plaintiff Chester an equal amount in liquidated damages;
4. Award Plaintiff Chester his attorneys fees and costs incurred in

COMPLAINT  
Chester vs. PCE Pacific, Inc.  
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pursuit of this action;

5. Grant Plaintiff Chester damages pursuant to AS 23.05.140(d); and
6. Grant Plaintiff Chester such other and further relief as the Court deems equitable and just.

DATED at Anchorage, Alaska, this 16th day of September, 2011.

KENNETH W. LEGACKI, P.C.  
Attorney for Plaintiff  
Sig M. Chester

By

  
Kenneth W. Legacki  
Alaska Bar No. 8310132

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Chester vs. PCE Pacific, Inc.  
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KENNETH W. LEGACKI, P.C.  
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ANCHORAGE, AK 99501  
(907) 258-2422  
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KENNETH W. LEGACKI, P.C.  
ATTORNEY AT LAW

425 "G" STREET, SUITE 920  
ANCHORAGE, ALASKA 99501

**CERTIFIED MAIL™**



7004 0750 0003 2884 3177



99801

U.S. POSTAGE  
PAID  
ANCHORAGE, AK  
99501  
OCT 03 11  
AMOUNT

**\$10.09**  
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RETURN RECEIPT REQUESTED  
RESTRICTED DELIVERY      **RESTRICTED  
DELIVERY**

CT CORPORATION  
REGISTERED AGENT FOR PCE PACIFIC, INC.  
9360 GLACIER HIGHWAY, SUITE 202  
JUNEAU, AK 99801

5530147012



**RETURN RECEIPT  
REQUESTED**



CT Corporation

**Service of Process  
Transmittal**

10/05/2011

CT Log Number 519261697



**TO:** Gary Marvin, Director of Finance  
PCE Pacific, Inc.  
2525 223rd St. SE  
Bothell, WA 98021

**RE: Process Served in Alaska**

**FOR:** PCE Pacific, Inc. (Domestic State: WA)

**ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:**

**TITLE OF ACTION:** Sig M. Chester, Pltf. vs. PCE Pacific, Inc., Dft.  
**DOCUMENT(S) SERVED:** Summons and Notice, Complaint  
**COURT/AGENCY:** Anchorage County Superior Court, AK  
Case # 3AN1110912CI  
**NATURE OF ACTION:** Employee Litigation - Failure to compensate plaintiff for overtime worked  
**ON WHOM PROCESS WAS SERVED:** C T Corporation System, Juneau, AK  
**DATE AND HOUR OF SERVICE:** By Certified Mail on 10/05/2011 postmarked on 10/03/2011  
**JURISDICTION SERVED :** Alaska  
**APPEARANCE OR ANSWER DUE:** Within 20 days after receipt  
**ATTORNEY(S) / SENDER(S):** Kenneth W. Legacki  
Kenneth W. Legacki, P.C.  
425 "G" Street  
Suite 920  
Anchorage, AK 99501  
907-258-2423  
**ACTION ITEMS:** SOP Papers with Transmittal, via Fed Ex 2 Day  
Email Notification, Gary Marvin Gary.Marvin@pcepacific.com  
**SIGNED:** C T Corporation System  
**PER:** Amy McLaren  
**ADDRESS:** 9360 Glacier Highway  
Suite 202  
Juneau, AK 99801  
**TELEPHONE:** 800-592-9023

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